



DFW

PATENT APPLICATION
PO-7652
LeA 35,689

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF)
TORSTEN HAGEN ET AL) GROUP NO.: 1711
SERIAL NUMBER: 10/606,399) EXAMINER: R. SERGENT
FILED: JUNE 23, 2003)
TITLE: PROCESS FOR THE PREPARATION)
OF POLYISOCYANATES OF THE)
DIPHENYLMETHANE GROUP)
HAVING A REDUCED COLOR)
VALUE)

MANDATORY NOTICE UNDER 37 CFR § 41.8

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Notice is submitted to update Section II titled "RELATED APPEALS AND INTERFERENCES" and Section X titled "RELATED PROCEEDINGS APPENDIX" of the Appeal Brief filed by Appellants on November 3, 2005.

It is respectfully requested that Section II of Appellants' Appeal Brief filed on or before November 3, 2005 be changed or updated to reflect the statement presented below for Section II. Appellants also respectfully request that Section X of the Appeal Brief filed November 3, 2005 be replaced with new Section X which is enclosed herewith. This Notice is being filed on January 17, 2006, which is within 20 days of January 3, 2006. January 3, 2006 is the date on which the Notice of Allowance was mailed in copending U.S. Application Serial Number 10/672,440 (filed in the U.S. Patent and Trademark Office on September 26, 2003). Thus, it is respectfully submitted that Appellants have complied with the time period stated in 37 CFR § 41.8.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 01/17/06

Date

N. Denise Brown, Reg. No. 36,097

Name of applicant, assignee or Registered Representative

N. Denise Brown
Signature

January 17, 2006

Section II is being updated in the Appeal Brief as the application that Appellants previously identified in Section II of the Appeal Brief filed on November 3, 2006 has been allowed by the Examiner in view of the Appeal Brief filed therein.


II. RELATED APPEALS AND INTERFERENCES

There are no pending appeals or interferences which Appellants are aware of that may be related to, would directly affect, would be affected by or have a bearing on the Board's decision in this appeal.

In addition, Section X is being updated in the Appeal Brief as originally filed to clarify that this Appendix is empty. Appellants have not submitted a copy of the Notice of Allowance from copending U.S. Application Serial Number 10/672,440 (having a U.S. filing date of September 26, 2003) as this was not the result of a decision rendered by a court or by the Board. A replacement page for Section X is enclosed herewith.

Appellants respectfully request that this notice be placed in the file for the convenience of the Honorable Board.

Respectfully submitted,

By: 

N. Denise Brown
Agent for Appellants
Reg. No. 36,097

Bayer MaterialScience LLC
100 Bayer Road
Pittsburgh, PA 15205-9741
412-777-3804
FACSIMILIE PHONE NUMBER
412-777-3902
s:\shared\kgb\db2017mand



X. RELATED PROCEEDINGS APPENDIX:

None.